

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

RECEIVED

NOV 30 2017

EDNY PRO SE OFFICE

Owen Ellis #16003536

Full name of plaintiff/prisoner ID#

Plaintiff,

JURY TRIAL DEMAND

YES ☒ NO ☐

against

NASSAU County, ADA Martin Meany

Det. Fred Goldsman #1105

Det. William Brosnan #309

Det. Robert Nardo #1027

Sheriff Michael Spasato

Enter full names of defendants

(Make sure those listed above are identical to those listed in Part III.)

Sheriff Kirk Taylor - Pueblo, CO

Alberto E Banks esq

Defendants.

CV 17 6788

I. Previous Lawsuits:

AZRACK, J.

- A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to your imprisonment? Yes ( ) No ☒

- B. If your answer to A is yes, describe each lawsuit in the space below (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiffs:

\_\_\_\_\_

\_\_\_\_\_

Defendants:

\_\_\_\_\_

\_\_\_\_\_

2. Court (if federal court, name the district; if state court, name the county)

\_\_\_\_\_

FILED Docket Number: \_\_\_\_\_  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ NOV 30 2017 ★

LONG ISLAND OFFICE

5. Disposition: (for example: Was the case dismissed? Was it appealed? Is it still pending?)  
\_\_\_\_\_

6. Approximate date of filing lawsuit: \_\_\_\_\_

7. Approximate date of disposition: .. \_\_\_\_\_

II. Place of Present Confinement: NASSAU County Correctional Center

A. Is there a prisoner grievance procedure in this institution? Yes ☒ No ( )

B. Did you present the facts relating to your complaint in the prisoner grievance procedure? Yes ☒ No ( )

C. If your answer is YES,

1. What steps did you take? File grievance, claim  
unlawfull imprisonment. And  
abuse of Process

2. What was the result? NO Response

D. If your answer is NO, explain why not \_\_\_\_\_

~~E. If there is no prison grievance procedure in the institution, did you complain to prison authorities? Yes ( ) No ☒~~

F. If your answer is YES,

1. What steps did you take? \_\_\_\_\_

2. What was the result? \_\_\_\_\_

address in the second blank. Do the same for additional plaintiffs, if any.

A. Name of plaintiff Owen Ellis  
Address 100 Carman Ave, East Meadow NY 11554

(In item B below, place the full name and address of each defendant)

B. List all defendants' names and the addresses at which each defendant may be served.  
Plaintiff must provide the address for each defendant named.

Defendant No. 1

Nassau County  
550 Franklin Ave  
Mineola NY 11501

Defendant No. 2

ADA Martin Meany  
268 Old Country Rd  
Mineola NY 11501

Defendant No. 3

Det. Fred Goldman #1105  
1490 Franklin Ave  
Mineola NY 11501

Defendant No. 4

Det. William Brogan #309  
1490 Franklin Ave  
Mineola NY 11501

Defendant No. 5

Det Robert Nardo #1027  
1490 Franklin Ave  
Mineola NY 11501

(Make sure that the defendants listed above are identical to those listed in the caption on page 1).

See attach page For additional Defendants

Defendant NO. 6

Sheriff Michael Sposato  
100 Carman Ave  
East Meadow NY 11554

Defendant NO. 7

Sheriff Kirk Taylor  
909 Court St  
Pueblo CO. 81003

Defendant NO. 8

Alberto E. Banks Esq  
20 Vesey Street, Ste 503  
New York NY 10007

(State briefly and concisely, the facts of your case. Include the date(s) of the event(s) alleged as well as the location where the events occurred. Include the names of each defendant and state how each person named was involved in the event you are claiming violated your rights. You need not give any legal arguments or cite to cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. You may use additional 8 1/2 by 11 sheets of paper as necessary.)

Abuse of Process, Unlawful imprisonment & Breach of Contract. upon information, in belief ADA Martin Meany, Det. Fred Goldman, Det. William Brennan did conspire to fabricate, an identification procedure allegedly made by Chadd Williams on Sept 2nd 2010. (See Exhibit A pg. 15). This Supplementary Report has been modified. Please note heading Box #7 the word "Report" has been removed from all of the following pages. The purpose for this, is to hide the date the report was made. (See Exhibit A pg. 1 of 262 Form) Signed by Det. Ruvelo. Box #7 states, "Date of Report". Every other page states, "Date of". The earliest possible date any identification could have taken place was Sept. 30th 2015. (Continued on attached pages).

IV. A If you are claiming injuries as a result of the events you are complaining about, describe your injuries and state what medical treatment you required. Was medical treatment received?

Unlawful imprisonment, mental Trauma, arrest record in Pueblo Colorado, denial of meaningful legal representation, Stress, financial hardship.  
NO medical treatment was received other than mental health Counseling.

(See Exhibit C Det. Goldman Notes) ADA Meany was present on 9/30/15. This was during the investigating stage, so he is only afforded Qualified Immunity at best, *Zahrey v. Coffey* 221 F3d 342 (2000). Qualified Immunity is Not available to a District Attorney who has Fabricated Probable Cause, by claiming an identification procedure took place on Sept. 2nd 2010, when it did Not. (See Exhibit D case report) #210CR0068626. Signed by Det Ruvolo, this was written 2013, three years after the fabricated identification. It states that "Det. Rinaldi spoke with victim in the cage and feels he is Not being truthful regarding suspect identity. No further leads or solvability pending continued investigation." ADA Martin Meany, Det. Fred Goldman, Det William Brogan, while in their investigating stage, fabricated this identification process because the date of the incident is Aug 13th 2010. Robbery 1st degree has a five year statute of limitation, with the earliest possible date for identification being Sept 30th 2015. The charges for Aug 13th 2010 is beyond the statute. It should be noted that the Arrest Report states "ID by Reliable Informant 7460 Goldm", Not Det Brogan. (See Exhibit B)

On Feb. 11th 2016 I was arrested in Colorado, and detained in Pueblo County Jail unlawfully by Sheriff Kirk Taylor, until May 23rd 2016, as a result of same before mentioned fabricated process, and the coerced identification conducted by Det. Robert Nardo. (See Exhibit E) Photo array. This photo identification was coerced. At the time of the incident Michelle Chambers stated "2 males wearing ski masks, and the lights went out." (See Exhibit F) Search Warrant Page 3. (Also See Exhibit A) page 6, Same Narrative with specific omissions that are now, more favorable for identification. Michelle Chambers never met me at no point in her life, Michelle Chambers claim to know me by "my braids" (See Exhibit G) Page 3. I have Dreadlocks for the past 30 years.

On July 14<sup>th</sup> 2016, I paid Alberto EBanks \$50,000<sup>00</sup> to represent me on my current case, On Dec. 16<sup>th</sup> 2016, he walked off of my case. Claiming he would only represent me up until pretrial hearings. This is Not my understanding of Our Contract. I understood it to be up until trial. In any event, my pretrial hearings did Not begin until Oct. 2<sup>nd</sup> 2017. Alberto EBanks actions is a Breach of Contract. It should be Noted Alberto EBanks Never provided me a Copy of this Contract.

From May 23<sup>rd</sup> 2016 until present date I have been detained by Sheriff Michael Spasato, based on this Fabricated Identification, an Coerced Identification. Nassau County, is responsible for my unlawful arrest an lengthy detention.



V. Relief:


State what relief you are seeking if you prevail on your complaint.

Seeking \$100,000.00 From Alberto E Banks.  
20 million from Nassau County, the remaining  
Defendants.

In addition to the defendants being removed  
from their public office, I want criminal  
charges against ADA Martin Meany, Det Fred  
Goldman #1105, Det William Brogan #309, Det.  
Robert Nardo #1027. Lastly I want my arrest  
information cleared in Nassau County NY an public C.O.

I declare under penalty of perjury that on Nov 28<sup>th</sup> 2017, I delivered this  
(Date)  
complaint to prison authorities to be mailed to the United States District Court for the Eastern  
District of New York.

Signed this 28<sup>th</sup> day of November, 2017. I declare under penalty of  
perjury that the foregoing is true and correct.

  
Signature of Plaintiff

NASSAU County Correctional Center  
Name of Prison Facility

100 Catman Ave  
EAST meadow NY 11554

Address

16003536

Prisoner ID#